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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW
(Legislative Department)

New Delhi, the 26th October, 1966/Kartika 4, 1888 (Saka)

The following President's Acts are published for general information:—

THE PUNJAB STATE FACULTY OF AYURVEDIC AND UNANI SYSTEMS OF MEDICINE (AMENDMENT) ACT, 1966

No. 9 OF 1966

Enacted by the President in the Seventeenth Year of the Republic of India.

An Act further to amend the Punjab State Faculty of Ayurvedic and Unani Systems of Medicine Act, 1963.

In exercise of the powers conferred by section 3 of the Punjab State Legislature (Delegation of Powers) Act, 1966, the President is pleased to enact as follows:— 28 of 1966.

1. (1) This Act may be called the Punjab State Faculty of Ayurvedic and Unani Systems of Medicine (Amendment) Act, 1966. Short title and commencement.

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(2) It shall come into force on the date of its first publication in the Punjab Government Gazette.

Amendment of section 3.

2. In section 3 of the Punjab State Faculty of Ayurvedic and Unani Systems of Medicine Act, 1963 (hereafter in this Act referred to as the principal Act), for sub-sections (3) and (4), the following sub-sections shall be, and shall be deemed always to have been, substituted, namely: — Punjab Act 38 of 1963

"(3) The Faculty shall consist of a Chairman, a Vice-Chairman and the following other members to be appointed by notification by the State Government, namely: —

(*i*) three principals from the recognised institutions in Ayurvedic System and Unani System;

(*ii*) two members of the Board recommended by it; and

(*iii*) three registered practitioners whose names are entered or deemed to be entered in Part I of the Register, of whom one shall be a person practising Unani system.

(4) The Director, Research and Medical Education, Punjab, or, if the post of the said Director is vacant, such other officer as the State Government may, by notification, appoint, shall be the Chairman of the Faculty and the Director of Ayurveda shall be the Vice-Chairman thereof.".

Amendment of section 12.

3. In section 12 of the principal Act, for clause (*b*), the following clause shall be, and shall be deemed always to have been, substituted, namely: -

"(*b*) to hold qualifying examinations and other examinations, to levy fees in relation thereto, to appoint examiners, to fix their fees and allowances, and to declare the results of examinations;".

Validation.

4. Notwithstanding the cesser of operation of the Punjab State Faculty of Ayurvedic and Unani Systems of Medicine (Amendment and Validation) Ordinance, 1966, anything done or purporting to have been done or any action taken or purporting to have been taken under the principal Act, as amended by that Ordinance, whether before or after such cesser of operation, shall be deemed to have been done or taken under the principal Act, as amended by this Act, as if the principal Act as so amended had been in force at all relevant times and accordingly no such thing or action shall be called in question Punjab Ordinance 3 of 1966.

before any court or other authority on the ground only of the cesser of operation of the said Ordinance.

S. RADHAKRISHNAN,
President.

S. P. SEN-VARMA,
Secy. to the Govt. of India.

Reasons for the enactment

The Punjab State Faculty of Ayurvedic and Unani Systems of Medicine Act, 1963, as originally enacted, provided that the Director of Research and Medical Education, Punjab, shall be the Chairman of the Faculty. Consequent on the surrender in 1964 of the post of Director of Research and Medical Education as an economy measure, the functions of the Chairman of the Faculty came to be exercised by the Director, Health Services, Punjab, from the 21st November, 1964, though this was not permissible under the Act. To remedy this defect, the Punjab State Faculty of Ayurvedic and Unani Systems of Medicine (Amendment and Validation) Ordinance, 1966, was promulgated by the Governor of Punjab. The opportunity was also taken to remedy, by making a suitable provision in the Ordinance, another defect in the Act, namely, the absence of a provision empowering the Faculty to levy fees in connection with the examinations conducted by it.

2. Due to pressure of Parliamentary work and other reasons, the Ordinance could not be replaced by a Parliamentary enactment and thus, the Ordinance expired on the 4th September, 1966. The present Bill, while incorporating the amendments to the principal Act contained in the Ordinance, makes the necessary validation provision to remove any scope for challenge of the acts and proceedings of the Faculty on the ground of the cesser of operation of the Ordinance.

B. MUKERJI,
Secy. to the Govt. of India,
Department of Health.

THE PUNJAB MOTOR SPIRIT (TAXATION OF SALES) AMENDMENT ACT, 1966

No. 10 OF 1966

Enacted by the President in the Seventeenth Year of the Republic of India.

An Act to amend the Punjab Motor Spirit (Taxation of Sales) Act, 1939.

In exercise of the powers conferred by section 3 of the Punjab State Legislature (Delegation of Powers) Act, 1966, the President is pleased to enact as follows:— 26 of 1965.

Short title and commencement.

1. (*1*) This Act may be called the Punjab Motor Spirit (Taxation of Sales) Amendment Act, 1966.

(*2*) It shall come into force on such date as the State Government may, by notification, appoint.

Amendment of section 3.

2. For sub-section (*1*) of section 3 of the Punjab Motor Spirit (Taxation of Sales) Act, 1939, the following sub-section shall be substituted, namely:— Punjab Act I of 1939.

"(*1*) There shall be levied and paid to the Government of Punjab, on all retail sales of—

(*a*) diesel oil, a tax at the rate of seven paise for each litre; and

(*b*) other motor spirit, a tax at the rate of nine paise for each litre.".

S. RADHAKRISHNAN,
President.

S. P. SEN-VARMA,
Secy. to the Govt. of India.

Reasons for the enactment

Motor spirits are taxable in Punjab under the Punjab Motor Spirit (Taxation of Sales) Act, 1939. The rate of tax at present on all motor spirits is seven paise per litre. This rate has been in force since April, 1959.

2. Considering the need for more finances, the erstwhile Government of Punjab had decided to raise the rate of tax on all motor spirits, except diesel oil, from seven paise per litre to nine paise per litre. This decision was announced by the then Finance Minister of Punjab in the course of his Budget Speech for the year 1966-67. However, before the decision could be given effect to, the State Legislature was suspended and the State of Punjab came under the President's rule. The present enactment proposes to give effect to the above decision.

3. The measure is expected to yield an additional revenue of Rs. 12 lakhs per annum.

4. It has been decided to enact the present legislation without referring to the Consultative Committee to be constituted under the proviso to sub-section (2) of section 3 of the Punjab State Legislature (Delegation of Powers) Act, 1966 (28 of 1966), on the ground that the present proposal is a fiscal measure and a reference to the Committee would involve delay and result in loss of revenue to the State Government.

R. C. DUTT,

Secy. to the Govt. of India,
Ministry of Finance
(Department of Revenue and Insurance).

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